EXHIBIT 5

From: Frank Waterhouse < FWaterhouse@HighlandCapital.com>

Sent: Tuesday, October 6, 2020 6:19 PM

To: Lauren Thedford < LThedford@HighlandCapital.com >; David Klos < DKlos@HighlandCapital.com >; Kristin Hendrix < KHendrix@HighlandCapital.com >

Cc: Thomas Surgent < TSurgent@HighlandCapital.com; Jason Post < JPost@HighlandCapital.com; Dustin Norris DNorris@NexPointSecurities.com; Will Mabry < WMabry@HighlandCapital.com; Dustin Norris TSURGENERAL COM; Dustin Norris NexPointSecurities.com; Will Mabry < WMabry@HighlandCapital.com; Dustin Norris WMabry@HighlandCapital.com; Dustin Norris NexPointSecurities.com; Will Mabry < WMabry@HighlandCapital.com; Dustin Norris <a href="mailto:Wmabry@HighlandCapital.com"

Subject: RE: 15(c) Follow up (10_2_20).DOCX

No shared services outstanding. The HCMFA note is a demand note. The NexPoint note Kristin can give the end term. There was an agreement between HCMLP and HCMFA the earliest they could demand is May 2021. The attorneys think that BK doesn't change that but don't know for sure at the end of the day. The response should include as I covered in the Board meeting that both entities have the full faith and backing from Jim Dondero and to my knowledge that hasn't changed.

From: Lauren Thedford < LThedford@HighlandCapital.com >

Sent: Tuesday, October 6, 2020 6:14 PM

To: Frank Waterhouse < FWaterhouse@HighlandCapital.com>; David Klos < DKlos@HighlandCapital.com>; Kristin Hendrix < KHendrix@HighlandCapital.com>; Kristin Hendrix < KHendrix@HighlandCapital.com>

Cc: Thomas Surgent < TSurgent@HighlandCapital.com; Jason Post < JPost@HighlandCapital.com; Dustin Norris DNorris@NexPointSecurities.com; Will Mabry < WMabry@HighlandCapital.com); Dustin Norris < DNorris@NexPointSecurities.com; Will Mabry < WMabry@HighlandCapital.com); Dustin Norris < DNorris@NexPointSecurities.com); Will Mabry < WMabry@HighlandCapital.com); Dustin Norris DNorris@NexPointSecurities.com); Will Mabry < WMabry@HighlandCapital.com)

Subject: RE: 15(c) Follow up (10_2_20).DOCX

I see the below from the 6/30 financials –

NPA: Due to HCMLP and affiliates as of June 30, 2020 - 23,683,000

HCMFA: Due to HCMLP as of June 30, 2020 - 12,286

I expect the follow-up question will be regarding terms and structure of the notes and whether any of the shared services invoices are outstanding.

Draft answer below.

Are there any material outstanding amounts currently payable or due in the future (*e.g.*, notes) to HCMLP by HCMFA or NexPoint Advisors or any other affiliate that provide services to the Funds?

Response: As of June 30, 2020, \$23,683,000 remains outstanding to HCMLP and its affiliates from NexPoint and \$12,286,000 remains outstanding to HCMLP from HCMFA. The Notes between HCMLP and NexPoint come due on [DATE]. The Notes between HCMLP and HCMFA come due on [DATE]. All amounts owed by each of NexPoint and HCMFA pursuant to the shared services arrangement with HCMLP have been paid as of [DATE].

From: Frank Waterhouse <FWaterhouse@HighlandCapital.com>

Sent: Tuesday, October 6, 2020 6:05 PM

To: Lauren Thedford < <u>LThedford@HighlandCapital.com</u>>; David Klos < <u>DKlos@HighlandCapital.com</u>>; Kristin Hendrix < <u>KHendrix@HighlandCapital.com</u>>

Cc: Thomas Surgent <TSurgent@HighlandCapital.com>; Jason Post <JPost@HighlandCapital.com>; Dustin Norris

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<DNorris@NexPointSecurities.com>; Will Mabry <WMabry@HighlandCapital.com>

Subject: RE: 15(c) Follow up (10 2 20).DOCX

It's on the balance sheet that was provided to the board as part of the 15c materials.

From: Lauren Thedford < LThedford@HighlandCapital.com >

Sent: Tuesday, October 6, 2020 6:04 PM

To: Frank Waterhouse <FWaterhouse@HighlandCapital.com>; David Klos <DKlos@HighlandCapital.com>; Kristin Hendrix

<KHendrix@HighlandCapital.com>

Cc: Thomas Surgent <TSurgent@HighlandCapital.com>; Jason Post <JPost@HighlandCapital.com>; Dustin Norris

<DNorris@NexPointSecurities.com>; Will Mabry <WMabry@HighlandCapital.com>

Subject: RE: 15(c) Follow up (10_2_20).DOCX

Could you provide the amounts?

Thanks

From: Frank Waterhouse <FWaterhouse@HighlandCapital.com>

Sent: Tuesday, October 6, 2020 5:53 PM

To: Lauren Thedford < LThedford@HighlandCapital.com >; David Klos < DKlos@HighlandCapital.com >; Kristin Hendrix

<KHendrix@HighlandCapital.com>

Cc: Thomas Surgent <TSurgent@HighlandCapital.com>; Jason Post <JPost@HighlandCapital.com>; Dustin Norris

<<u>DNorris@NexPointSecurities.com</u>>; Will Mabry <<u>WMabry@HighlandCapital.com</u>>

Subject: RE: 15(c) Follow up (10 2 20).DOCX

Yes

From: Lauren Thedford <LThedford@HighlandCapital.com>

Sent: Tuesday, October 6, 2020 5:52 PM

 $\textbf{To:} \ \ \textbf{Frank Waterhouse} \\ \textbf{=} \\ \textbf{HighlandCapital.com} \\ \textbf{>}; \ \textbf{David Klos} \\ \textbf{<} \\ \underline{\textbf{DKlos@HighlandCapital.com}} \\ \textbf{>}; \ \textbf{Kristin Hendrix} \\ \textbf{=} \\ \textbf{-} \\ \textbf{$

< KHendrix@HighlandCapital.com>

Cc: Thomas Surgent < TSurgent@HighlandCapital.com >; Jason Post < JPost@HighlandCapital.com >; Dustin Norris

<<u>DNorris@NexPointSecurities.com</u>>; Will Mabry <<u>WMabry@HighlandCapital.com</u>>

Subject: RE: 15(c) Follow up (10_2_20).DOCX

Good evening Frank, Klos, Kristin – please advise on the below in connection with the Board's follow-up request. Thanks!

Are there any material outstanding amounts currently payable or due in the future (*e.g.*, notes) to HLCMLP by HCMFA or NexPoint Advisors or any other affiliate that provide services to the Funds?

From: Lauren Thedford

Sent: Friday, October 2, 2020 2:50 PM

To: Thomas Surgent <TSurgent@HighlandCapital.com>

Cc: Jason Post < <u>JPost@HighlandCapital.com</u>>; Dustin Norris < <u>DNorris@Nexpointsecurities.com</u>>; Will Mabry

<WMabry@HighlandCapital.com>; David Klos <DKlos@HighlandCapital.com>

Subject: FW: 15(c) Follow up (10 2 20).DOCX

Thomas – please see attached (and reproduced below) additional 15c follow-up questions from the Board.

1. Please provide, to the extent practicable, the contingency plans with respect to the services provided under the Shared Services Agreements in the event that the outcome of the HCMLP bankruptcy proceedings were to impact the current servicing structure. For example, has the Advisers considered any outside service providers if necessary?

Note prior question and response on related topic:

With respect to the Estimated Adviser Profitability chart (Item A.2.a in the Board book), is the "Shared Services" line the only expenses attributable to HCMLP? Has any work been done or consideration been given to the solicitation of a third party bid on performing these services or bringing them in house to HCMFA?

<u>Response</u>: Shared services, along with a portion of the investment professional compensation & benefits lines, are the only allocations attributable to HCMLP employees' support of the Advisers. <u>HCMFA does not have the resources to bring these services in-house at this time, but given that HCMLP staffing levels for the provision of the shared services have remained fairly consistent and HCMLP remains capable of providing such shared services on economically reasonable terms, outsourced third-party bids have not been solicited at this time.</u>

- 2. Are there any material outstanding amounts currently payable or due in the future (*e.g.*, notes) to HLCMLP by HCMFA or NexPoint Advisors or any other affiliate that provide services to the Funds?
- 3. The Board notes the provision of the updated list of current co-investments provided by HCMFA/NexPoint Advisors and the Advisers' discussion, including the senior-level team in place, to address any potential conflicts of interest matters. With respect to the compliance function, please confirm that the Funds' Chief Compliance Officer overall will continue in his usual role with respect to the Funds. Are there any other potential conflicts outside of the specific co-investment matters identified?

Please let me know if you would like me to set up a call on Monday to discuss.

From: Louizos, Stacy < SLouizos@BlankRome.com>

Sent: Friday, October 2, 2020 1:54 PM

To: Dustin Norris <DNorris@NexPointSecurities.com>; Lauren Thedford <LThedford@HighlandCapital.com>

Cc: Jason Post < <u>JPost@HighlandCapital.com</u>>; Zornada, George < <u>George.Zornada@klgates.com</u>>; <u>Charles.Miller@klgates.com</u>;

Jon-Luc.Dupuy@klgates.com

Subject: 15(c) Follow up (10_2_20).DOCX

Hi Dustin and Lauren—Please see attached follow up questions from the Trustees after the latest Board call. Happy to have a call to discuss if helpful.

Best, Stacy

Stacy H. Louizos | BLANKROME

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